



September 22, 2005

BY ELECTRONIC FILING

Ms. Marlene Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: *Subscriber Acknowledgement Report September 22, 2005,
WC Docket Nos. 04-36, 05-196*

Dear Ms. Dortch:

Phonom LLC ("Phonom") submits this Report in response to the August 26, 2005 Public Notice ("the Public Notice") in the dockets listed above.

- As previously reported, in addition to its previous notices to customers, which it began sending to each subscriber when it started offering service in January 2004, Phonom completed sending the recently mandated notices and warning stickers to 100% of its subscribers on or before August 18, 2005.
- Approximately 63% of Phonom's residential subscribers and approximately 63% of Phonom's business subscribers submitted affirmative acknowledgement of Phonom's notices in written or electronic form, or in response to Phonom's third-party verification calls. (Phonom received very few additional affirmative acknowledgements since September 2, 2005.)
- As previously reported, if Phonom does not receive affirmative acknowledgement from 100% of its subscribers, then it will handle on a case-by-case basis the disconnection of any particular customers who have not provided affirmative acknowledgement by September 28, 2005. As Phonom also previously reported, the members of public utility commission staff do not seem to favor the disconnection of service to all non-responding subscribers. Phonom also notes that it is providing service to one or more government agencies responding to Hurricane Katrina in the Gulf Coast region, and that it has no intention of discontinuing such service.
- Finally, as also previously reported, if Phonom does proceed with a "soft" or "warm" disconnect procedure, then it expects to allow customers to continue to make E911 calls, but with all non-E911 outbound calls redirected to Phonom's call center to require an affirmative acknowledgement.

Please contact me at 757.248.4160 if you have any questions about this report.

Sincerely,

A handwritten signature in blue ink, appearing to read "Stephen T. Perkins".

Stephen T. Perkins
Counsel

cc: Mr. Byron McCoy (byron.mccoy@fcc.gov)
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